Exhibit 3 (Part 9)





January 28, 2009

Dr. Kenneth Kutner 339 Princeton Hightstown Road Cranbury, NJ 08512

RE:

Ralph Van Deventer

Dear Dr. Kutner:

Thank you for agreeing to perform an Independent Medical Examination on the above employee of Johnson & Johnson on Thursday, February 12, 2009 at 10:00am. The purpose of the IME is to provide an independent, impartial and objective evaluation of the individual.

Mr. Van Deventer has been losing time from work primarily due to a diagnosis of 300.4 Dysthymic Disorder; Anxiety Depression, Depression with Anxiety, Depressive Reaction, Neurotic Depressive State, Reactive Depression since 9/17/2008. Mr. Van Deventer continues to apply for disability benefits for issues related to the aforementioned diagnosis. The employee alleges continued symptomatology that prevents him from performing the essential functions of his job. Based on plan provisions, Mr. Van Deventer needs to demonstrate disability from his position as a Senior Compliance Analyst. In order to evaluate the employee's eligibility for continued disability benefits the following issues need to be clarified. My specific questions are:

- 1. What is the current condition? Please address.
- 2. Did the claimant demonstrate emotional decontrol? Please base your response on objective clinical observations. Reference the emotional presentation you directly observed. Specify the claimant's ability to demonstrate appropriate affect to content discussed and whether the claimant was able to compose himself within a reasonable time-frame. If the patient exhibited emotional decontrol, did validity testing suggest symptom magnification and/or malingering? Please explain.
- 3. Did the claimant demonstrate cognitive impairment in attention, concentration and/or memory functions as compared to standardized norms? Please base your response on objective testing to support your answer with the scale, index and/or subscale scores from performance based testing, e.g. WAIS-III, Folstein Mini Mental Status Exam. If the claimant displayed cognitive impairment, did the validity testing suggest less than optimal effort that suppressed performance? Please explain.
- 4. Did the claimant demonstrate any reality testing impairments? Please base your response on the clinical interview and behavioral observations. Describe any aspects of a formal thought disorder, (i.e. presence of delusions and/or hallucinations), and if these symptoms affected your ability to interact with and test this claimant. If the claimant displayed reality testing impairments, did the validity testing (test results and behavioral observations as compared to self report), suggest symptom magnification and/or malingering? Please explain.
- 5. Did the claimant demonstrate any clinically significant behavioral impairment? Please address social behavior (i.e. eye contact, hygiene, communication skills), psychomotor activity, and impulse control you observed during your clinical interview and psychological testing. If the claimant displayed behavioral impairments, did the validity testing (test results and behavioral observations as compared to self-report) suggest symptom magnification and/or malingering? Please explain.
- 6. Is the claimant able to perform an 8-hour-per-day job?
- 7. Are there sufficient abnormal findings that would support a functional impairment which would prevent this individual from working in his own occupation? Please comment on current treatment regime and recommendations for optimal treatment.

Confidential Admin Rec. 00483

Case 3:10-cv-06344-PGS-DEA Document 14-15 Filed 05/13/11 Page 3 of 55 PageID: 927

- 8. If this individual could return to work, what would their limitations or restrictions be? For how long would these restrictions be in place?
- 9. Participants in Johnson & Johnson's Disability Plans are required to cooperate fully and provide factual information for all aspects of claims processing. Failure to do so will result in the forfeiture of benefits and/or loss of coverage. Therefore, based on the findings of your evaluation, please document the specific <u>cause</u> of any findings of poor performance, suboptimal effort and/or symptom magnification. Define the association of these findings to the participant's disabling condition, or, if you are unable to do so, document why an association cannot be made.

Thank you again for your assistance in this matter. Please send your report to my attention at Reed Group, 15 Tech Valley, 2nd Floor, Suite 3, East Greenbush, New York 12061 and/or fax the same to me at (518) 880-6610.

Thank you,

Reed Group





January 28, 2009

Mr. Ralph R. Van Deventer Jr.

Dear Mr. Van Deventer:

Your case was referred to case management on 9/9/2008.

An Independent Medical Examination (IME) has been scheduled for you on: Thursday, February 12, 2009 at 10:00am with Dr. Kenneth Kutner. Dr. Kutner's office is located at:

339 Princeton Hightstown Road Cranbury, NJ 08512

For directions to his office you may call (201) 498-1166.

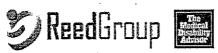
Please bring a snack or lunch with you as this examination will last approximately 6-8 hours.

Please be aware your failure to attend, put forth reasonable effort or otherwise fully cooperate in this evaluation will result in the termination of your disability benefits as well as any other benefit programs you may be eligible for through Johnson & Johnson.

Please contact me at (866) 829-8861 (Toll Free) with any questions or comments.

Thank you,

Reed Group



15 Tech Valley Drive Suite 3, Second Floor East Greenbush, NY 12061

January 28, 2009



Case #: 74518 WWID#: 10900

Dear Ralph Van Deventer Jr.:

Johnson & Johnson has contracted with the Reed Group to review and monitor requests for Short Term Disability (STD) benefits.

Your request for STD benefits was received on 09/09/2008 for your absence beginning 09/08/2008. Based on your diagnosis and medical information submitted by your Health Care Provider, the status of your STD benefits are as follows:

09-08-2008 03-02-2009 Approved ----- Disability Duration

Reed Group will continue to review your claim on an ongoing basis to determine the potential for an earlier release to return to work, with or without temporary restrictions. Therefore, if is determined by Reed Group that you can return to work, in any capacity, prior to the last authorized date of our disability as indicated in this letter, you are expected to comply in order to continue receiving STD benefits. In the event that you and your health care provider determine that you can return to work prior to 03-03-2009, please contact us immediately to facilitate your return to work.

Fitness for Duty Requirements to return to work: You are required to provide a release to return to work from your provider. Failure in providing this notice may delay restoration to your job.

It is important to note that should you require an extension or will not return to work on or before the authorization end date, it is your responsibility to ensure that you and/or your health care provider submits additional objective medical documentation to Reed Group five (5) days prior to the last authorized date for review to extend STD benefits. Examples of this objective medical documentation are:

- Physician office/progress notes
- Diagnostic test results (X-rays, MRI, etc.)
- Laboratory results
- Physical Therapy notes
- Medical clearance from disability

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Per the Company policy, if an employee does not return to work within three (3) business days of the end of the approved time off, the Company may determine that the employee has voluntarily resigned and consider the employee's employment to be terminated.

Please call 866-829-8861 if you have any questions or concerns.

Thank you,

Cristina Teta Reed Group

Case 3:10-cv-06344-PGS-DEA Document 14-15 Filed 05/13/11 Page 7 of 55 Page D: 931

FROM : A-Z VIDEO

FAX NO. : 7322704287

Jan. 27 2009 03:31PM P1

To: Christina Teta

Hofpeger: 2

From: Ralph Van Deventer Fax:

re: Case 74518

Dear Christina,

Here is the completed form your Faxed to me earlier Pease fax

The IME report so I can discuss

it with my orthopedic surgeon.

Thanks, Reff FROM : A-Z VIDEO

FAX NO. : 7322704287

Jan. 27 2009 03:31PM P2

EMPLOYEE REQUEST FOR MEDICAL INFORMATION AUTHORIZATION FOR USE OF INFORMATION

To Reed Group, 15 Tech Velley Drive, 2nd Floor, Suite 3; East Greenbush, NY 12061: You are authorized to provide to me or to my authorized representative information concerning my medical disability case and/or any employment-related information regarding my primary and /or secondary diagnoses as they relate to any future claim for disability benefits as maintained in my file at Reed Group. I understand that this authorization is valid until 1 submit written revocation to Reed Group. I hereby release any person or entity providing information from any and all liability for furnishing such information. I agree that a photographic copy of this authorization is as valid as the original. I understand that Reed Group has fifteen days to respond to my request.

Full Name of Employee: Social Secur	ity#:
Employee's Signature:	Date:
- Committee	and the second s

Please Fax Completed Form to 518-880-6610

Access Medical Evaluations, Inc. P.O. BOX 510837

LIVONIA, MICH. 48151

Mail Records to: 31153 Plymouth Rd., Ste. 107 Livonia, Michigan 48150 TELEPHONE: 800-375-0270

FAX: 734-425-1042

EMAIL: Accessevaluation@aol.com

REFERRAL FORM

Date of Referral: 1/27/2009	(Access use only) Received by:				
Claimant Information	Adjuster/Client Information				
Case/Claim #: 10900	Company Name: Reed Group				
Name: Ralph R. Van Deventer Jr.	Adjuster Name: Megan McRae				
Address:	Tel/ext: 866-829-8861 x3128				
City/ST/Zip:	FAX: 518-880-6610				
Date of Birth:	Email: <u>mmcrae@rgl.net</u>				
Telephone #:	Account: J&J				
Please Check: STD: XX LTD:	WC: Pension:				
Is this account:Union represented	Non Union represented				
DISABILITY 300.4 Dysthymic Disc	order; Anxiety				
DIAGNOSIS: Depression, Depressi	on with Anxiety,				
Depressive Reaction,	Neurotic				
Depressive State, Rea	active Depression				
Physician/specialist 1 st choice: NPSY requested:	2 nd choice:				
	Own Occuration VV				
Reason for evaluation: Any Occupation:					
Pension Disability:					
Disability Status MRR:	Other:				
Exam:					
Approx amount of					
medical records: 1/2 (Fax if 30 pages or less)					
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CDECTAL INCEDITORIONIC DI					
	unable to schedule for within 10-15 business da				
Thank you. Please schedule with Dr. Kutner.					
	** FOR OFFICE USE ONLY**				
Appointment Date: Time:	FOR OTRICE OBLIONER				
7	Smanialtry				
Physician:	Specialty:				
Address:	Date of last Credential:				
	Office Contact:				

City/state/Zip:	Charge:				
	Addn'l chrgs:xrayother				
Telephone:	Transportideiotial				
FAX:	Invoice: Admin Rec. 00490				
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Case 3:10-cv-06344-PGS-DEA Document 14-15 Filed 05/13/11 Page 10 of 55 PageID: 934

Date EE contacted:		EE show	ed:	No shov	V	Canceled:	
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FROM : A-Z VIDEO

FAX NO. : 7322704287

Jan. 21 2009 01:39PM P1

1/21/09

To: Christina Teta

of pages: 3

Fax: 518-880-6610

From: Ralph Van Deventer

Les Case 74518 Documentations

Christing

I am sending two documents to you in this fax.

- O Is the doctor's note that I provided before about working part-time from home. I thought this was sufficient to allow this to happen based on our conversation back in September. Dr. Strowse and I me Dr. Heyman could not understand why my framediate employer (my immediate manager) did not accommodate this as it would benefit the Company. At the time, the "Return to work" form was not completed. Can this be revisited as is? Can you email my employer to negotiate this?
- Copy from my psychiatrist office about the treatment received there. This is because my condition has caused me to accept that I may not get better with my back, which causes me to feel depressed and anxious. To complicate this, I am anxious about the status of my job during this time. I'm afraid that I am running out of time due to recent delays with the surgeon and Pain Management dator. And whether the IME is in agreement or not with my Surgeon's diagnosis/conclusions. and how that translates to hong Term Diability appoind or appeals or worst the I lose my Job.

received on 1/21/2009 11:56:26 AM [Eastern Standard Time]

FROM : A-Z VIDEO FAX NO.: 7322704287 Jan. 21 2009 01:40PM P2 SIMULBE/LUHANU PASE 81 EXCUSE SLIP IRVING D. STROUSE, M.D., P.A. Diplomate American Board of Orthopedic Surgery 279 Third Avenue, Suite 504 Long Branch, New Jersoy 07740 (732) 228-4335 9-11-08 To Whom It May Concerns He / She: Was seen in my o fice today for a necessary appointment, Please excuse for being tardy to: school WORK DIAGNOSIS (FOR ALL YARKED SELECTIONS BELOW) Please excuse for saing absent from school / work on is released to return to echool on is released to return to work on _ Full Duty Light Duty le / is not able to participate in the physical education program at school. is not able to pertic pate in _ Surgary is scheduled for ____ and patient may return to school / work after Type of surgery to t a performed:

irving D. Strouse, M.D., Pá.

FROM : A-Z VIDEO

FAX NO.: 7322704287

Jan. 21 2009 01:40PM P3

BRICK PSYCHIATRIC SERVICES, INC.
ZULFIQAR A. RAJPUT, MD
BOARD CERTIFIED PSYCHIATRIST
1541 Route 88 West, Suite J

Bricktown, NJ 08724 732-202-0622 (Fax) 732-202-0620

Janua: y 13, 2009

RE: || alph Van Deventer

To Wi om It May Concern:

Raiph has been a patient in this office since 9/17/2008. He is suffering with depression and a: xiety. He is currently under my care and is taking medications. If there are any further questions please do not hesitate to contact this office.

Sincer:ly,

Zulfic v A. Rajput, M.D.

ZAR/:>

NORMAN M. HEYMAN, M.D., P.A. ORTHOPAEDIC SURGERY 245 UNION AVENUE BRIDGEWATER, NEW JERSEY 08807-3092

TELEPHONE (908) 526-2889 FAX (908) 526-6753

FELLOW OF THE AMERICAN ACADEMY OF ORTHOPAEDIC SURGEONS FELLOW OF THE AMERICAN ACADEMY OF SURGEONS

Exam Coordinators Network 123 Northwest 13th Street, #207 Boca Raton, FL 33432

January 14, 2009

RE: DOB: D/I: FILE#: CLAIM:

CLAIM: EXAMINATION: D/E:

examining orthopaedic surgeon: RALPH VAN DEVENTER

27785

01/13/2009

NORMAN M. HEYMAN, M.D.

To Whom It May Concern:

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Mr. Ralph Van Deventer was seen in orthopaedic consultation for an independent medical examination on 01/13/09 in the Hopelawn office with complaints of back pain and left foot and ankle pain.

HISTORY OF PRESENT ILLNESS: The patient is a year-old gentleman who indicates that he has soreness and discress and discomfort in his back all of the time. He takes Motrin all the time on a daily basis because his back is always sore. In June 2008, his back seemed to get worse and he had pain not only in his low back, but in his middle and in his upper back. He tried to wait it out in that he has had pain in his back over the years subsequent to a back injury in 1979 when he worked in the ski patrol with the United States Army. In the past, he has always been able to work out his back difficulties, but in this case, it did not seem to get better and he went to see Dr. Strouse in September and Dr. Strouse started him on physical therapy at the end of September. Around the same time in September, he began to have pain in his left ankle and he noted a bump in his ankle and Dr. Strouse immobilized him in a walking boot, and because he did not improve, in the beginning of December he was started on physical therapy where he had heat and electric stimulation. He indicates that his back is starting to improve, but it is not to the point where he believes he can go to work and his back hurts if he sits for too long and he cannot stand for too long, and he is unable to sleep on each sides but has to sleep on his back because his sleep apnea is affected when sleeping on his side. He is unable to shift from side to side and he tried to do some home work with some tools at home above his head with a screw driver and screws. He worked for a few minutes and had to stop in that he could not move and had a great deal of difficulty for several days.

He, however, indicates that he is somewhat better.

RE: Ralph Van Deventer Page 2 of 5

PAST MEDICAL HISTORY: His past medical history reveals that he has no other serious medical problems with no hypertension, no cardiovascular disease, no diabetes, and no asthma or pulmonary problems. There is no history of genitourinary problems, gastrointestinal problems, dermatologic, hematologic, neurologic, or orthopedic problems. Up until four days ago, he was using Soma as a muscle relaxant, hydrocodone for pain, and meloxicam as an antiinflammatory for pain.

He had his right knee operated on arthroscopically some four years ago and has had no trouble subsequently and as noted above. He injured his back in 1979 and his right knee when he worked with ski patrol for the army and had a motor vehicle accident two years ago for which he had no treatment.

EMPLOYMENT HISTORY: He is a senior compliance analyst for Ortho Diagnostics and indicates that he sits most of the time, but sometimes is required to lift between 10 and 50 pounds from the floor to the waist and overhead. He has been out of work since September 08, 2008.

MEDICAL RECORDS REVIEW: Medical records includes

- Authorization to disclose and use medical information for disability related determination signed by Mr. Van
- 2. A job analysis worksheet indicating sitting most of the time, lifting, and carrying 1-10 pounds with the necessity to lift from waist to shoulder and the use of simple grasp.
- 3. An attending physician's statement, which is dated 09/25/08 indicating a lumbar sprain and tenosynovitis of the left ankle. Prescription for physical therapy three times a week for three weeks without any specific directions on 09/29/08 and note from Dr. Strouse of 10/17/08, continue physical therapy, continue out of
- 4. A note to continue physical therapy from Dr. Strouse dated 10/24/08.
- 5. A note from Dr. Strouse dated 11/10/08 indicating MRI of the lumbar spine to further delineate pathology and to continue physical thorapy because he is complaining of increased left sciatica.
- 6. Excuse slip, not to return to work till 12/01/08.

- 7. MRI of the lumbar spine indicating transitional-type vertebral body referred to as L5 for this report, disc bulge at L4-L5 and L3-L4 with a superimposed disc herniation in the right neural foramen at L4-L5, and diffuse facet degenerative changes.
- 8. Excuse slip from Dr. Strouse, no work until 12/29/08.
- 9. Note from Dr. Strouse dated 11/24/08 to continue physical therapy and remain out of work.
- 10. Excuse slip from Dr. Strouse, no return to work until 01/20/09.
- 11. Prescription from Dr. Strouse to continue physical therapy three times a week for four weeks dated 12/22/08.
- 12. Note from Dr. Strouse dated 11/24/08 to continue physical therapy.
- 13. Note from Dr. Strouse dated 12/22/08 to continue physical therapy and referring him to pain management specialist to see if epidural blocks are indicated.

PHYSICAL EXAMINATION: Physical examination reveals a 50-year-old gentleman who stands 6 feet and weighs 215 pounds. He is oriented, cooperative, responsive, and in no acute distress. He is wearing an Aircast Cam boot on the left side and having been driven to the appointment by a friend.

OBSERVATION: On observation, he walks with a mild antalgic gait on the left side putting most of his weight on the right with no aid for ambulation, no crutch or cane. He stands erect with head in the midline, shoulders and pelvis level. Normal curves of the cervical, thoracic, and lumbar spine with mild flatness of the lumbosacral lordosis. He is unable to walk on his heels and toes, particularly on the left foot. Trendelenburg's test and gait are negative. Facial features are symmetrical. Pupils are equal, round, and reactive to light and accommodation.

RE: Ralph Van Deventer Page 3 of 5

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RANGE OF MOTION: Range of motion of the cervical spine is full and free in all planes with 20 degrees of extension, 20 degrees of right and left lateral flexion, 90 degrees of right and left lateral rotation, and 45 degrees of forward flexion. There is a negative Spurling's test, negative axial head compression test, and a negative extension test indicating no signs of nerve root irritation.

With respect to the lumbar spine, there is mild paravertebral muscle holding on the left. There is limited extension perhaps 5-7 degrees and about 30 degrees of forward flexion without reversal of the lumbosacral spine. There is no lateral flexion and no lateral rotation.

NEUROLOGICAL EXAMINATION: The neurological examination is physiological and reveals no deficit or deficiency in the derinatomes, myotomes, or scienotomes innervated by brachial or lumbosacral plexus from cervical 3-4 through and including thoracic 1 and lumbosacral 3-4 through and including sacral 1.

There are no long tract signs or pathological reflexes in the upper and lower extremities. All deep tendon reflexes are 2+ in the upper and lower extremity. Motor and sensory functions are satisfactory in the upper and lower extremity. There are no signs of peripheral nerve compression or entrapment in the upper and lower extremity.

RANGE OF MOTION: The range of motion of the shoulders, elbows, wrists, and fingers show 180 degrees of motion in flexion and in abduction bilaterally, which are symmetrical + equal 90 degrees of internal and external rotation of the shoulders with the shoulder abducted 90 degrees bilaterally. There is 70 degrees of internal rotation and 30 degrees of external rotation with the shoulder unloaded and the elbow at the side.

Range of motion of the elbows is and of the wrist is 0 to 130 and of the wrist is 90 degrees of extension and 90 degrees of flexion. Range of motion of the fingers is normal.

There is full range of motion of the hips, knees, ankles, and feet, which is equal and symmetrical bilaterally with 110 degrees of hip flexion, 45 degrees of abduction, 30 degrees of external rotation, and 20 degrees of internal rotation without pain on flexion contraction. In the knee, there is 0-130 degrees with no medial and lateral laxity at 0, 15, 30, and 45 degrees of flexion. There is negative Lachman and negative anterior posterior drawer with a negative posterolateral drop back.

There is negative McMurray's test and negative McMurray's sign with negative Apley grind test, negative Steinmann's test, and negative pivot shift with no sign of patellofemoral syndrome with negative patellofemoral compression and suppression.

Range of motion of the ankle is satisfactory on the right side as is the range of motion of the foot, but the range of motion of the ankle is reduced minimally on the left with 5 degrees of dorsiflexion on the left and 15 degrees of dorsiflexion on the right. There is 25 degrees of plantarflexion on the left and 35 degrees plantarflexion on the right. Eversion on the left is about 3-5 degrees and on the right 5-7 degrees. Inversion on the left is 7-10 degrees and on the right it is 12-15 degrees.

There is significant thickening of the Achilles tendon from the muscular ligamentous junction all the way down to the attachment at the bone. At the base of the Achilles tendon distally, there is a small lump about the size of a peach pit. This area is not tender and is not soft, but appears to be firm.

SPECIAL TESTS IN THE LOWER EXTREMITY: Special tests in the lower extremity reveal positive hamstring muscle holding with negative straight leg raising. No sign of sciatic nerve root irritation with negative sciatic stretch and negative sciatic attention test. Fabere and Gaensien tests are negative, but tight.

<u>CIRCULATION</u>: Circulation in the upper and lower extremities is satisfactory.

RE: Ralph Van Deventer Page 4 of 5

DIAGNOSES:

1. Lumbosacral sprain and strain.

2. Lumber syndrome, mechanical in nature.

3. Degenerative Achilles tendinitis on the left side.

Mr. Van Deventer brought some x-rays with him. The x-rays of his lumbar spine were incomplete, but there was bulging of the L3-L4 disc and heritation to the right of the L4-L5 disc. There was mild thickening of the left Achilles tendon with some degenerative changes in the tendon sheath. Attachment was noted to be firm at the bony junction.

Ouestions to be answered:

Ouestion #1: What is the current condition, please address.

Answer. Mr. Van Deventer's current condition is a chronic lumbosacral syndrome mechanical in nature with weak trunk muscles and weak muscles in the lower extremity. This is evidenced by his inability to sit for long periods of time, stand for long periods of time, and inability to shift his weight from side to side getting in and out of a car, which he states he is unable to do. He also has a degenerative Achilles tendon on the left side.

Question #2: Is the patient's condition preventing him from functioning in his current job position?

Answer: I think that the patient's condition is partially preventing him from functioning because he is unable really to bend and to lift, and though I think he can sit, if he sits comfortably and properly in a chair, he indicates that he is unable to sit for longer than half hour, but with the proper coaching and proper teaching and sitting with a lumbar roll, I believe he could sit for a longer.

For him to be able to stand longer, Mr. Van Deventer has to be able to exercise and strengthen his trunk muscles and his lower extremity muscles along with the muscles of his back, and based up on the exercises that he has mentioned to me, I do not believe that there is any of those exercises that will accomplish what is necessary for him.

Question #3: If he is capable of performing his current job, what specific functions of the job is he capable of, and specific functions of the job he is not capable of?

Answer: I believe that he is capable of performing his current job in the sedentary position and in walking around and standing for short periods of time. I do not believe that at this point in time he requires the air walking cam boot. He can be treated with either a lift inside the shoe or a lift outside the shoe to protect the Achilles tendon.

Therefore, I think he can perform his sitting and walking around minimally, but I do not believe that he can lift and put something up on a top shelf at the shoulder level. So that the functions that he is not capable of doing is lifting heavy objects and bring them to shoulder level, standing for long periods of time, and sitting for long periods of time. As noted, he is capable of sitting for short periods of time with occasional standing and walking around and standing for short periods of time.

Question #4: Is the patient capable of working for 8 hours per day?

Answer: I think the patient is capable of working for 8 hours a day, but he will have to take frequent breaks, be able to stand, and be able to walk around with certain frequency and he must be sitting with a lumbar roll in the lumbar lordosis to put the least amount of load and the least amount of strain on his back.

Question #5: Do you agree with the treatment to date? If further treatment is recommended, what further treatment would you recommend, and how long do you feel treatment should be provided?

Answer: I do not agree with the treatment to date and my recommendation would be to get him out of the boot and put him in a shoe with a heel pad to elevate his heel or build up the outside of the shoe. I think that exercises for his Achilles tendon and for his foot are not indicated and he should be on a particular program to stretch hamstrings and stretch the piriformis on a daily basis and twice daily basis and he should be on strengthening exercises for his trunk, for his low back muscles, for his quadriceps hip flexor, and for his knee extensor.

RE: Ralph Van Deventer Page 5 of 5

The use of the heel lift and heel pads should be until the swelling is down and he is comfortable, which may be 6 months to 8 months, and his exercises need to be started immediately and they should be monitored for a short period of time at most 3-4 weeks, but they need to continue for the rest of his life to maintain long thin muscles and gradually strengthen trunk muscles, back muscles, and lower extremity muscles. He also must have a lumbar roll or a lumbar pillow to put in the lumbar lordosis when he is sitting and he should have this at home, in all of his chairs at work, and all of his chairs in his automobile.

Should you require any additional information, please do not hesitate to call on me.

I state that I am a physician, authorized by law to practice in the state of New York and the state of New Jersey: am not party to this proceeding; am the physician who subscribed the above (or attached) report; have read and personally, by my hand, signed the same and know the contents thereof; that the same is true to my knowledge, except in the matters stated to be on information and belief, and as to the matters, I believe it to be true.

The undersigned hereby affirms that the foregoing statements are true under the penalties of penjury.

I am available for testimony via telephone on Tuesday afternoons at 2 p.m. and Wednesday afternoons at 4 p.m. weekly.

Thank you very kindly, I remain,

Very truly yours,

Norman M. Heyman, M.D.

F.A.A.O.S. F.A.C.S Tax I.D.22-2093588

WCB Rating Code: COS

NMH/ad

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123 N.W. 13th Street, Suite 207 Boca Raton, Florida 33432 Toll Free: (877) 463-9463 Local: (561) 392-5001 Fax: (561) 392-5881

Exam Coordinators Network

E-Malt: tillo@ecnime.com . Website: www.ecnime.com

Bill To

ECN-Nbr: 27785 .

Maria Wallace Reed Group, Ltd. 15 Tech Valley Drive E. Greenbush, NY 12061 Invoice Nbr: 33389

Invoice Date: 1/15/2009

Terms: Due on Receipt

Claim Nbr.

Examinee: Ralph Van Deventer, Jr.

Date of Loss: 9/8/2008

		(Coliferation)	Description:	Unit Amt	Ext Ami
1/13/2009	1.00_		Independent Medical Evaluation	\$1,195.00	\$1,195.00
			M.D Orthopedic Surgery,		
			Examinee: Ralph Van Deventer,		
			Jr,		
			Sub Total		\$1,195.00
			Total		\$1,195.00
			I VIGI		Ψ1,100.00

Thank you for your business!!!!

Tax I.D. Number - 02-0621936

Initial Notification Email Template

Initial Notification

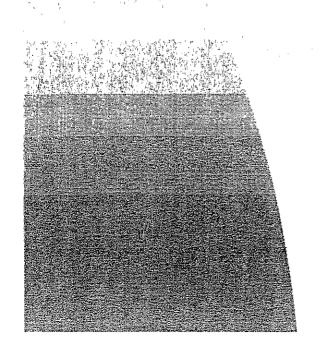
Name:	RALPH R VAN DEVENTER JR
WWID#:	10900
Case Number:	74518
First Day Absent:	09/08/2008
Primary Diagnosis:	Degeneration of Thoracic or Lumbar
	Intervertebral Disc
ICD-9 Code:	722.5
Secondary Diagnosis:	847.2 Sprains and Strains of Other and
	Unspecified Parts of Back, Lumbar Spine
ICD-9 Code:	847.2

Please provide any pertinent information regarding this claimant that you feel might impact the disability management process.

I will follow up with a benefit determination. Please email me at Return ToWellness@reedgroup.com if you have any questions regarding this claim. Please include either the employee's name or case number in your e-mail.

Thank You Cristina Teta Assigned Case Manager

Initial Notification Email Template





15 Tech Valley Drive Suite 3, Second Floor East Greenbush, NY 12061

January 12, 2009

Ralph R. Van Deventer Jr.

Case #: 74518 WWID#: 10900

Dear Ralph Van Deventer:

Johnson & Johnson has contracted with Reed Group as the Service Administrator of the Johnson & Johnson Long Term Disability (LTD) Plan. Reed Group's Short Term Disability (STD) Care Management Team has advised us that you have been on STD leave since 9/8/2008. Assuming your disability will continue, your last day of STD will be 3/8/2009

We recommend that you begin the process for filing a claim for Long Term Disability (LTD) benefits. You must complete and return your LTD forms even if you believe you may return to work before your STD period is exhausted. Should you return to work before your STD period is exhausted, your LTD application will be cancelled.

LTD BENEFIT AMOUNTS

If approved, your LTD benefit will equal 60% of your monthly base salary in effect when your Short Term Disability leave began.

HOW TO APPLY FOR LONG TERM DISABILITY BENEFITS

To file a claim for LTD benefits, the enclosed forms must be completed and returned to Reed Group within three weeks of the date of this letter. A reply envelope is enclosed for your convenience.

- 1. Application for Long Term Disability and Attending Physician Statement Both of these forms must be completed and returned to Reed Group to process your application for LTD.
- 2. Electronic Funds Transfer You may elect to have your LTD benefit check electronically transferred into your bank account each month. In order to receive this service, please complete the enclosed form entitled Authorization for Direct Deposit. Please also enclose a voided check with this form. If depositing to a savings account, please provide the Routing/Transit Number for your account. Please be aware that there may be a delay before the direct deposit takes effect. If this occurs we will mail your LTD payment directly to your home address.
- 3. Reimbursement Agreement You must sign this agreement. In doing so, you agree to repay the Johnson & Johnson Long Term Disability (LTD) Plan any amount you receive in excess of the amount you would have been entitled to under the Plan.

 Admin Rec. 00503





The Long Term Disability Plan benefit will be "offset," or reduced, by any other disability benefits you may receive, such as Primary Social Security or any Workers' Compensation payments and settlements. The LTD Plan requires that you apply for Social Security Disability benefits. Additionally, you are required to immediately appeal a denial of your claim for Social Security Disability benefits. If awarded, the amount of your Social Security Disability benefit will reduce your monthly LTD benefit. If Family Social Security benefits are payable, the amount of the monthly benefit shall be the lesser of your regular monthly earnings reduced by your Primary Social Security Benefit or 70% of your regular monthly earnings reduced by your Primary and Family Social Security Disability Benefit.

Social Security Claimant Assistance Program

The Johnson & Johnson Long Term Disability (LTD) Plan enlists the expertise of Reed Group's preferred SSCAP partner to assist you in the Social Security application process. The Johnson & Johnson LTD Plan Document requires <u>all</u> disabled claimants to promptly file for Social Security Disability Income (SSDI) benefits under one of two methods.

- You may seek the assistance of Reed Group's preferred SSCAP partner to represent you in making this filing. Reed Group's preferred SSCAP partner is a recognized leader in this field and your decision to use them offers two additional advantages besides having their expertise working on your behalf:
 - a) During Reed Group's preferred SSGAP partner 's efforts and until your SSDI benefits are awarded or denied, the Johnson & Johnson LTD Plan will pay your full monthly LTD benefit to you. Once SSDI is awarded, you will be expected to fully repay the Plan for all monies "advanced" to you during the filing period.
 - b) Johnson & Johnson will pay 100% of the SSCAP partner's fees to provide these services on your behalf, thereby saving you hundreds of dollars of what would otherwise be a personal expense.
- 2. Alternatively, you may choose your own representative to handle your filing for SSDI benefits. If you elect to do that, please recognize that:
 - a) Your monthly LTD benefit from the Plan will be immediately reduced by the estimated amount of your monthly SSDI benefit.
 - b) You will be fully responsible for paying your representative for the services provided.

You will be obligated to keep us informed about the status of your SSDI filing, exhaust all appeals if your filing should be denied and to advise us when you have been awarded or denied SSDI benefits.

Your monthly LTD benefit from the Plan will be adjusted, if necessary, once SSDI benefits are actually awarded and a copy of Social Security's written decision is sent to our attention by you or Reed Group's preferred SSCAP partner, as applicable.

Your Current Benefits

If your claim for Long Term Disability benefits is approved, Health Care, Vision Care, Dental, Term Life, and Voluntary Group Accident coverage that you currently have for yourself and your covered dependents will continue at no cost to you except for any required Medicare Part Confedentials (if applicable). If enrolled, contributions to the HealthAccount and/or CareAccount wAldstopRess 00504





any Company paid Business Travel Accident insurance to which you may be eligible. If enrolled, you may choose to continue your Group Universal Life Insurance coverage by participating in the carrier's (MetLife) voluntary direct lump sum deposit program. Alternatively, you may elect not to make any future contributions to your Universal Life Insurance and your cash value account will be subject to future interest earnings only. If enrolled, you may also maintain your Long Term Care coverage. The carrier (CNA) will bill you directly for this coverage. If participating, contributions to the Savings Plan will also stop. If eligible, you will continue to accrue Retirement Plan credited and evesting service while you remain on an authorized LTD status.

If you have questions regarding the benefits available to you while on an authorized LTD status, please call the Johnson & Johnson Benefit Service Center at (800) 565-0122 and speak with a Benefit Service Representative.

Next Steps

All completed forms must be returned to Reed Group within three weeks of the date of this letter. Once received, your claim will be processed.

If your claim for LTD benefits is not submitted to us in the time frame stated above or is not approved by us, you may be without income for a period of time or will not receive income from the Johnson & Johnson Long Term Disability (LTD) Plan. However, if your claim is approved, benefits will be paid retroactively to the date you commenced an authorized Long Term Disability status.

Once you have exhausted your 26 weeks of Short Term Disability and you have been notified that your Long Term Disability (LTD) claim has been approved, you will be placed on LTD status. At that time, your employment status is considered as inactive and there is no guarantee of your reinstatement to your job unless otherwise required by any workers' compensation laws in effect in the State in which you reside. In the event that your medical condition improves and you are able to return to active employment, you are welcome to contact your Human Resource representative to obtain information regarding any available employment opportunities. Any return to active employment requires a statement of medical clearance, which should include any suggested restrictions or request for accommodation. In addition, you may be required to attend a fitness for duty evaluation at no expense to you. Any questions you may have concerning your company's reemployment procedures should be directed to your local Human Resources representative.

If at the end of your 26 weeks of Short Term Disability you are still unable to return to the workplace and have not submitted the enclosed LTD forms, you will be considered to be on an unauthorized leave and must contact your local Human Resources representative to discuss your employment status. Therefore, it is imperative that you complete and return the enclosed forms as soon as possible to avoid any potential interruption of your benefits.

Please call (866) 829-8861 if you have any questions or concerns.

Thank You,

Reed Group

cc: Occupational Health Nurse



APPLICATION FOR DISABILITY BENEFITS

TO BE COMPI	ETED BY EN	/PLOYEE	'PI	EASE TYPE (OR PRIN	CLEAR	ĽΥ ,		ANSWE	R ALL Q	JESTIONS
1. EMPLOYEE F	ULL NAME (La	st, First, Midd	ile initial)			2. Social	Security I	Number			
3. Address (City,	State, Zip Cod	9)				4. Phone	Number	(Area Co	ode)		
5. Date of Birth	6. Height	7. Weight	8. Gender	9. Marital Status	S .	10. Spous	se's Date	of Birth	11. h	s Spouse B	Employed?
Mo Day Yr			Ом	single [] married	Mo First Nam	Day .	Yr	<u> </u>	Yes	
				Li waawed Li	divorced	i ii de i tai i				NO	
12. Number of Children	13, List nar	nes with date	s of birth for	unmarried childre	en who hav	ve not finis	hed high	school:			
										-	
, j		<u> </u>		NFORMATION					1 1 1		·
14. What is your	disabling condi	tion? (Briefly	describe the	injury or illness t	hat preven	ts, or has	prevented	d, you fro	om workin	g.)	
		4									
15. Is your injury	or illness relate	ed to or cause	ed by your wo	ork in any way?					Yes		40
1. On what	date did your c	ondition first t	oother you:		Month	Da	ıy	Year			
ZA. Did you v	work after the di	ate shown in	item 1 ? (if "N	o," go to items 3/	A and 3B)	· · · · · · · · · · · · · · · · · · ·			Yes	·	10
2B. If you did	work since the	date in item	1, did your co	ondition cause yo	u to chang	je:					
Your job o	r job duties?		*						☐ Yes		Чo
Your hour	s of work?								Yes		Vo.
Your atter	idance?								☐ Yes		Vo.
Anything 6	else about your	work?							Yes		٧o
	,				***************************************	<u> </u>					
(If you answered	"No" to all item	s under 2B, ç	go to items 3/	4 and 3B.)							
2C. If you an your con	swered "Yes" to dition made the	any item in : se changes r	2B, explain b lecessary.	elow what the ch	anges in y	our work o	zircumsta	nces we	re, the da	tes they oc	curred, and how
S A HOUSE CONTRACTOR OF THE STATE OF THE STA											
3A. On what	date did your c	ondition finall	y make you s	stop working?	Mont	h I	Day	Year			
3B. Explain i	now your condit	ion now keep	s you from w	orking.					,		
·							·				
Total Control of the											





	www.rgl.m				
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		per of hours a day spent			
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	☐ 20 lb	s.		20 lbs.	
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		ted at a clinic for your d e dates of confinement:		□ No	
Name of Hospit	al or Clinic:	Address:	Date	s of Confinement:	
					·.
			•		
Names and add	iresses of any phys	icians consulted:	Date	es Consulted:	
<u>,</u>					
= 4,		PART II – INF	FORMATION ABOUT OTHER	RINCOME	
Are vou receivir	ng any income bene	efits?	☐ Yes ☐ No		
		oxes below and provide	detail.		
11 100, 0				•	
Disability Be	enefit	☐ Feder	ral Social Security, Railroad Retir	ement Act, Veteran	s Administration, any Federal,
Pension Pla	п	State, o	or other Government Agency Ben	efits or Employer's	Liability Law Benefits
☐ Worker's Co		Other		, .	
	mpensation		٠		
☐ Sick Leave					
Source of Bene	efits M	Ionthly Amount	Commencement Date of P	ayments	Termination of Payments
		BARTIM INC	ORMATION ABOUT YOUR I	EDUCATION	
* * * * * * * * * * * * * * * * * * *		ol that you completed an		_DOOATION	
i, what is the high	nest grade or school		in Miciti		
2. Have you gone	to trade or vocation	nal school or had any ty	pe of special training?	s 🗆 No	
If "Yes," show:		- •	-		
	a of trade or vocation	onal school or training:	· · · · · · · · · · · · · · · · · · ·		
				•	
1	· ·				
o How this	s schooling or traini	ing was used in any wor	rk you did:		
Conform Full Mar			WWID#		
Employee Full Na	me		A A A A I D. #		Confidential





	PART IV - INFO				
List all jobs you have had in the last 15 did the longest. (If you have a 6th grade since you began to work. Use a separat	education or less	, AND did only he	avy unskilled lab	our current job. Not or for 35 years or t	mally, this will be the kind of work y more, list all of the jobs you have ha
Job Title (Be sure to begin with your "current"	Type of Business	Date Worked (Month and Year)		Days per Week	(Per hour,
job)		From	То		day, week, month or year)
	<u> </u>				
			_		
	-				
				<u> </u>	
Provide the following information for you in your job, did you:	ur usual job showr	n in item 1, line 1:	. <u>_</u>		
o use machines, tools, or equipme	ent of any kind?		Yes No	-	•
o use technical knowledge or skill	s?		☐ Yes ☐ No	D	
o do any writing, complete reports	, or perform simila	r duties?	Yes No	0	
o have supervisory responsibilities	s?		☐ Yes ☐ No	Ď	
_					•
Describe your daily activities in the following					
o Household maintenance (in					as well as any other similar activities
o Social contacts (visits with f	riends, relatives, r	neighbors):			·
o Other (drive car, motorcycle,	ride bus, etc.):		VIIIIIFEIII T	· · · · · · · · · · · · · · · · · · ·	
			· · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·
I hereby authorize all physicians and heal holders: You are authorized to provide Reconcerning my health care, history, examine, and any employment-related informat information will be used to evaluate and a resources professionals affiliated with my Group. I hereby release any person or er or facsimile copy of this authorization is as	ed Group, 15 Teo ination, treatment tion regarding my dminister my appl employer. I unde stity providing infol	th Valley Drive Ea (including but not primary and/or se ication for disabili rstand that this au mation from any	st Greenbush, N limited to coples condary diagnos ty benefits and m athorization is val	Y 12061, acting or of my medical rec es as they relate t ay be reviewed by id until I submit wr	n my employer's behair, with informa ford), advice, and supplies provided o my disability benefits. This y authorized medical and/or human fitten revocation to my employer or F
,			·		
Employee's Signature		***************************************		<u> </u>	Date
Employee Full Name	- Address MAP TO PAPE		WWID#		





ATTENDING PHYSICIAN STATEMENT Please Fax to 518-880-6610 or Mail to the Address Listed Below

NOTE TO PHYSICIAN OR OTHER HEALTH CARE PROVIDER: Your full completion of this form is necessary so that the employee's application for benefit may be received and processed. Space is available on the reverse side if you wisl to amplify your answers.

PLEASE ANSWER ALL QUESTIONS RETURN FORM TO REED GROUP PROMPTLY

PLEASE ANSWER ALL QUESTIONS. RETURN	FORM TO REED GROU	P PROMPTLY.	i		
Name of patient		Date of bir	th/_ Mo, Day	-	
Employer name					
HISTORY (a) When did symptoms first appear or accident (b) Date patient ceased work because of disability.	nappen? Mo	Day Day	YearYear		
(c) Has patient ever had same or similar condition		Yes No	If "Yes" state when and	describe:	
(d) Is condition due to injury or sickness arising c (e) Names and addresses of other treating physi	out of patient's employment clans:	nt? ☐ Yes ☐ No	Unknown		
DIAGNOSIS (including primary and secondary (a) Diagnosis:	y diagnoses or complica	ations)	***		
(b) Date of last examination (c) Subjective symptoms:	Mo	Day	Year		
(d) Objective findings. Your patient may be cove Group in making this difficult determination, we relectrocardiograms, angiograms, etc. for a heart results found through the use of other clinical tector polyou wish this information returned?	equest your cooperation is condition; vital capacity re miliques.	n forwarding: the vield	i of objective tests alread	dy taken (for example,	
		2 103 12 110			
3. DATES OF TREATMENT (a) Date of first visit	Mo	Day		_ 19	
(b) Date of last visit		nthly Day		19	
(c) Frequency			(ореску)		
4. NATURE OF TREATMENT (including surgery	and medications presci	пред, іт апу)			
5. PROGRESS	☐ Improved?	Unchanged?	☐ Retrogressed?		
(a) Has patient	☐ House confined?		☐ Hospital confine	.d2	
(c) Has patient been hospital confined? Yes If "Yes," give Name and Address of Hospital	□ No				
Continued from through					
6. CARDIAC (if applicable)	*6 17 \	□ cl 2 (5!!-b4 !	ann tha time on		
(a) Functional capacity Class 1 (No lim	· ·	☐ Class 2 (Slight limitation) ☐ Class 4 (Complete limitation)			
(American Heart Ass'n.) 🔲 Class 3 (Marke	a iimitation)	□ Class 4 (Comp)	are mintation)		
(b) Blood Pressure (last visit) SYSTOLIC	/_ DIASTOLIC		•		





ATTENDING PHYSICIAN STATEMENT

	-
7. PHYSICAL IMPAIRMENT	
☐ Class 1 — No limitation of functional capacity; capable of heavy physical activity.	No restrictions. (0-10%)
☐ Class 2 — Slight limitation of functional capacity; capable of light manual activity.	(15-30%)
Class 3 — Moderate limitation of functional capacity; capable of clerical administr	rative (sedentary) activity. (35-55%)
☐ Class 4 — Marked limitation. (60-70%)	
☐ Class 5 — Severe limitation of functional capacity; incapable of minimal (sedenta	ry) activity. (75-100%)
☐ Remarks:	
8. MENTAL/NERVOUS (MPAIRMENT (if applicable)	
☐ Class 1 — Patient is able to function under stress and engage in interpersonal re	
Class 2 — Patient is able to function in most stress situations and engage in most	
☐ Class 3 — Patient is able to engage in only limited stress situations and engage	·
Class 4 — Patient is unable to engage in stress situations or engage in interperson	
Class 5 — Patient has significant loss of psychological, physiological, personal a	nu social adjustment (severe infinations).
Remarks: Do you believe patient is competent to endorse checks and direct the use of the pi	roceeds thereof?
	(Occess mercol) () 165 () NO
9. PROGNOSIS PATIENT'S JOB	ANY OTHER WORK
(a) Is patient now totally disabled?	☐ Yes ☐ No
(b) Do you expect a fundamental or marked change in the future? ☐ Yes ☐ No	☐ Yes ☐ No
(1) if "Yes," when will patient recover/	Mos//
(2) If "No," please explain:	
10. REHABILITATION .	
PATIENT'S JOB (a) Is patient a suitable candidate	ANY OTHER WORK
for trial employment?	☐ Yes ☐ No
(1) If "Yes," when could trial/	Mos/
employment commence? - Mo. Day Yr, 🛘 1-3 Mos. 🗍 N	lever Mo. Day Yr. ☐ 1-3 Mos. ☐ Never
(2) If "Yes," what training will patent require? (3) If "Yes," what type of employment would you suggest? (4) If "No," please explain:	
(7) The production	
11.REMARKS	
Physician's Signature	Date
Name (Attending Physician) Print Dec	gree Telephone
Street Address City or Town Sta	tte of Province Zip Code
Employee Full Name WWID#	
·	Confidential

Admin Rec. 00510



Direct Deposit Enrollment Form

To enroll or stop in Full Service Direct Deposit, simply fill out this form and mail or fax it to Reed Group at 518-880-6610. Also, when enrolling, please also attach a voided check - not a deposit slip. If depositing to a savings account, ask your bank to give you the Routing/Transit Number for your account. It isn't always the same as the number on a savings deposit slip. This will help ensure that you are paid correctly.

Below is a sample check MICR line, detailing where the information necessary to complete this form can be found.

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O 1 2 3 4 5 6 7 8 1; 1 2 3 4		
The same of the sa	and the second s	A CONTRACTOR OF THE PARTY OF TH
Routing/Transit# A 9-digit number always etween these two marks)	Checking Account#	Check # Ithis number matches the number in the upper right corner of the check—
· · · · · · · · · · · · · · · · · · ·		not needed for sign-up)

Important! Please read and sign before completing and submitting.

I hereby authorize RGL to deposit any amounts owed me, by initiating credit entries to my account at the financial institution (hereinafter "Bank") indicated on this form. Further, I authorize Bank to accept and to credit and credit entries indicated by RGL to my account. In the event that RGL deposits funds erroneously into my account, I authorize RGL to debit my account for an amount not to exceed the original amount of the erroneous credit.

This authorization is to remain in full force and effect until RGL and Bank have received written notice from me of its termination in such time and such manner as to afford RGL and Bank reasonable opportunity to act on it.

N	Name:	Social Security #:					
Si	Signature:	Date:					
1.	i. <u>Election</u> (Must Select One): a Start Direct Depo	sit 😑 Stop Direct Deposit 🚊 Change Account					
2.	Account Information						
	Bank Name/City/State:						
	2. Account #:						
	3. Type of Account: □ Checking □ Savings □ C	Other					
	4 Pouting/Transit#						

Please Mail to the Address Listed Below or Fax to 518-880-6610





REIMBURSEMENT AGREEMENT

Johnson & Johnson Long Term Disability Plan

EMPLOYEE STATEMENT		•	· .	
Name:	Social Security Number:		Date of Birth:	
Address - Street:	City:	State:	Zip Code:	
	y gy		(:5 ://	
Home Telephone Number:	Employee	Employee's Home E-mail Address (if available):		
		Charles and American		
I am familiar with and understand the provisions Eligible Employees of Johnson & Johnson and Af payments to me will be reduced by certain amour benefits. I understand that these reductions may amount of other benefits that will be paid to me. I a further understand and agree that I am required made to me, including, without limitation, payment awards of Social Security, Workers' Compensatio and that I am required to pay the Plan any amound disability to the extent provided under the terms of accordance with the terms of the Plan. I underst rights of the Plan to recover amounts through subre I further agree to notify the Reed Group immediate amounts that offset my benefits under the Plan or to the Plan.	ifiliated Companients, such as Social sometimes be agree to these received to repay the Plans that have not be nor other relevants that I receiver of the Plan. I agree and and agree togation and third	es (the "Plan") that requal Security and Worker based on a reasonable ductions. In for any overpayment ween offset (or offset full ant benefits under the transparent of the Plansparty reimbursement.	uire that monthly rs' Compensation e estimate of the s that have been lly) for retroactive erms of the Plan ennection with my nents promptly, in n regarding other or will receive any	
Employee's Signature:		Date:	the state of the s	
		7		
Witness Signature:		Date:		

Please Fax to 518-880-6610 or Mail to the Address Listed Below



Social Security Administration

Consent for Release of Information OMB No 0960-0566

TO: Social Security Ad	IIIIIIISU AUOIT
Name (Please Print):	
Date of Birth:	
I authorize the Social Securit	y Administration to release information or records about me to:
NAME Allsup, Inc. (Allsup) Pl., Belleville, IL 62223	DRESS 300 Allsup
I want this information releas	ed because:
provide any information obta and/or its designees. This a provide in the future.	this information from me through Allsup. In this regard, I authorize Allsup to ained as a result of this Consent for Release of Information to Reed Group uthorization is in addition to any other authorization I have provided or may
	information:
NA Identifying information X Monthly Social Securion NA Monthly Supplementa NA Information about ber NA Information about my (specify) NA Medical records NA Record(s) from my file X Other (specify): FACT	Query for Primary and/or dependent(s)
quardian. I know that if I ma	n the information/record applies or that person's parent (if a minor) or leganable and representation which I know is false to obtain information from Social bunished by fine or imprisonment or both.
Signature:	
Date:	telationship:

Please Fax to 518-880-6610 or Mail to the Address Listed Below

SSA-3288 Internet (12/99)



15 Tech Valley Drive Suite 3, Second Floor East Greenbush, NY 12061

January 2, 2009

Dr. Norman Heyman Office Of Dr. Amato 75 New Brunswick Avenue Hopelawn, NJ 08861

RE: Ralph Van Deventer

Dear Dr. Heyman:

Thank you for agreeing to perform an Independent Medical Examination on the above employee of Johnson & Johnson on Tuesday, January 13, 2009 at 5:00pm. The purpose of the IME is to provide an independent, impartial and objective evaluation of the individual. Please note that no tests or diagnostic studies are to be performed without prior authorization from Reed Group or Exam Coordinators Network.

Mr. Van Deventer has been losing time from work primarily due to diagnoses of 721.3 Lumbosacral Spondylosis without Myelopathy; Arthritis; Osteoarthritis; Spondylarthritis, 847.2 Sprains and Strains of Other and Unspecified Parts of Back, Lumbar Spine, and 727.06 Tenosynovitis of Foot and Ankle since 9/8/2008, and 722.5 Degeneration of Thoracic or Lumbar Intervertebral Disc since 11/13/2008. Mr. Van Deventer continues to apply for disability benefits for issues related to the aforementioned diagnoses. The employee alleges continued symptomatology that prevents him from performing the essential functions of his job. Based on plan provisions, Mr. Van Deventer needs to demonstrate disability from his position as a Senior Compliance Analyst. In order to evaluate the employee's eligibility for continued disability benefits the following issues need to be clarified. My specific questions are:

- 1. What is the current condition? Please address.
- 2. Is the patient's condition preventing him from functioning in his current job position?
- 3. If he is capable of performing his current job, what specific functions of the job is he capable of, and what specific functions of the job is he not capable of?
- 4. Is the patient capable of working for 8 hours per day?
- 5. Do you agree with the treatment to date? If further treatment is recommended, what further treatment would you recommend and how long do you feel treatment should be provided?

Thank you again for your assistance in this matter. Please send your report to my attention at Reed Group, 15 Tech Valley, 2nd Floor, Suite 3, East Greenbush, New York 12061 and/or fax the same to me at (518) 880-6610.

Thank you,

Reed Group



15 Tech Valley Drive Suite 3, Second Floor East Greenbush, NY 12061

January 2, 2009

Mr. Ralph R. Van Deventer Jr.



Dear Mr. Van Deventer:

Your case was referred to case management on 9/9/2008.

An Independent Medical Examination (IME) has been scheduled for you on: Tuesday, January 13, 2009 at 5:00pm with Dr. Norman Heyman. Dr. Heyman's office is located at:

Office Of Dr. Amato 75 New Brunswick Avenue Hopelawn, NJ 08861

For directions to his office you may call (908) 526-2889.

You will need to bring all X-ray and/or MRI films to this evaluation. You will need to request these from your physician. This is necessary for the physician to properly evaluate you.

Please be aware your failure to attend, put forth reasonable effort or otherwise fully cooperate in this evaluation will result in the termination of your disability benefits as well as any other benefit programs you may be eligible for through Johnson & Johnson.

Please contact me at (866) 829-8861 (Toll Free) with any questions or comments.

Thank you,

Reed Group



15 Tech Valley Drive Suite 3, Sécond Floor East Greenbush, NY 12061

December 30, 2008

Rálph Van Deventer Jr.

Case #: 74518 WWID#: 10900

Dear Ralph Van Deventer Jr.:

Johnson & Johnson has contracted with the Reed Group to review and monitor requests for Short Term Disability (STD) benefits.

Your request for STD benefits was received on 9/9/2008 for your absence beginning 9/8/2008. Based on your diagnosis and medical information submitted by your Health Care Provider, your STD benefits have been approved and extended through 1/28/2009. Reed Group will continue to review your claim on an ongoing basis to determine the potential for an earlier release to return to work, with or without temporary restrictions. Therefore, if is determined by Reed Group that you can return to work, in any capacity, prior to the last authorized date of our disability as indicated in this letter, you are expected to comply in order to continue receiving STD benefits. In the event that you and your health care provider determine that you can return to work prior to 1/29/2009, please contact us immediately to facilitate your return to work.

It is important to note that should you require an extension or will not return to work on or before the authorization end date, it is your responsibility to ensure that you and/or your health care provider submits additional objective medical documentation to Reed Group five (5) days prior to the last authorized date for review to extend STD benefits. Examples of this objective medical documentation are:

- Physician office/progress notes
- Diagnostic test results (X-rays, MRI, etc.)
- Laboratory results
- Physical Therapy notes
- Medical clearance from disability

Per the Company policy, if an employee does not return to work within three (3) business days of the end of the approved time off, the Company may determine that the employee has voluntarily resigned and consider the employee's employment to be terminated.

Please call 866-829-8861 if you have any questions or concerns.

Thank you,

Cristina Teta Reed Group

Confidential Admin Rec. 00516 12/29/2008 10:32

7325711937

STROUSE/LOPANO

PAGE 01



IRVING D. STROUSE, M.D., PA.

279 Third Avenue, Suite 504 Long Branch, NJ 07740 Telephone: (732) 229-4333 Fax: (732) 571-1937

4695 Route 9 N Howell, NJ 07 Telephone: (732) 370:4 Fax: (732) 370-1

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Please advise us of any difficulties in receiving this transmission by calling the numbers listed above.

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Company	1		· ·
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Name			
Date		ilme	
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EPLY REQUIRE	D?	URGENT?	

received on 12/29/2008 10:30:42 AM [Eastern Standard Time]

Confidential

Admin Rec. 00517

12/29/2008 10:32

7325711937

STROUSE/LOPANO

PAGE 02

RALPH VANDE / ENTER



11-24-08

HISTORY: Patient did have an MRI performed of his lumbar spine, which I reviewed. There is transitional type vertebra. There is disc bulge at L4-L5 and L3-4 with superimposed disc herniation along the right neural foramina at L4-L5. There was diffuse degenerative change. Neurologic exam remains unchanged. He is still significantly tender over the Achilles.

PLAN: For now, we will continue his physical therapy and keep him out of work.

RETURN: 4 werks

IDS:pb

12/29/2008 10:32

7325711937

STROUSE/LOPANO

PAGE 03

RALPH VANDE VENTER

DOB ____

11-24-08

HISTORY: Patient did have an MRI performed of his lumbar spine, which I reviewed. There is transition: I type vertebra. There is disc bulge at L4-L5 and L3-4 with superimposed disc herniation along the right neural foramina at L4-L5. There was diffuse degenerative change. Neurologic exam remains unchanged. He is still significantly tender over the Achilles.

PLAN: For now, we will continue his physical therapy and keep him out of work.

RETURN: 4 we ks

IDS:pb

12/29/2008 13:20

7325711937

STROUSE/LOPANO

PAGE 01



IRVING D. STROUSE, M.D., PA.

279 Third Avenue, Suite 504 Long Branch, NJ 07740 Telephone: (732) 229-4333 Fax: (732) 571-1937

4695 Route 9 N Howell, NJ 07 Telephone: (732) 370-4 Fax: (732) 370-1

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Please-advise us of any difficulties in receiving this transmission by culling the numbers listed above.

TO: //
Name_ (. MRISTINIA / T. fa
Company
FAX Number 880 - 6610
FROM:
Name
DateTime
TRANSMISSION
This cover letter plus pages attached.
INFO
- /st. Lash
Vandenater

received on 12/29/2008 1:18:26 PM [Eastern Standard Time]

12/29/2008 13:20

7325711937

STROUSE/LOPANO

PAGE 02

RALPH VANDEY ENTER



12-22-08

HISTORY: Patient is basically unchanged. His back is a chronic problem. He still has tenderness and swelling.

PHYSICAL EXAMINATION: Examination reveals spasm and limited motion. There is no change in his neurologic status. He is still tender with swelling over the Achilles.

PLAN: For now, we will continue with his physical therapy. I am also referring him to a pain management; pecialist to see if epidural blocks are indicated.

RETURN: 1 month

IDS:pb

FAX NO.: 7322704287

Dec. 23 2008 12:40PM P1

To: Christina Teta Fax: 518-880-6610

From: Ralph Van Deventer

12/23/08 #ofpases: 4

Re: Case# 74518

Dear Christina,

I am forwarding to you copies of an excuse slip and two scripts for more Physical Therapy and a Pain Management Consult. I met with my orthopedic Surgern yesterday and he is not satisfied with my progress and mants to continue treatment while I'm out on disability. He wants me to stay out for an additional month while being treated. I will need to underso epidoral block injections to see if that will help. I do have a follow-up visit with Dr. Strouse on 01/20/08, a week before my new return to work date of 01/29/09. I have asked his office to fax pertinent documents/note to your attention to help you. Please let me know if you receive it (time constraints due to Christmas) and if you approve the new return to work date of 01/29/09. Any additional information from me will be given quidely. Thanks for all your help on this short week!

Olaph Van Devento

FAX NO. : 7322704287

Dec. 23 2008 12:40PM P2

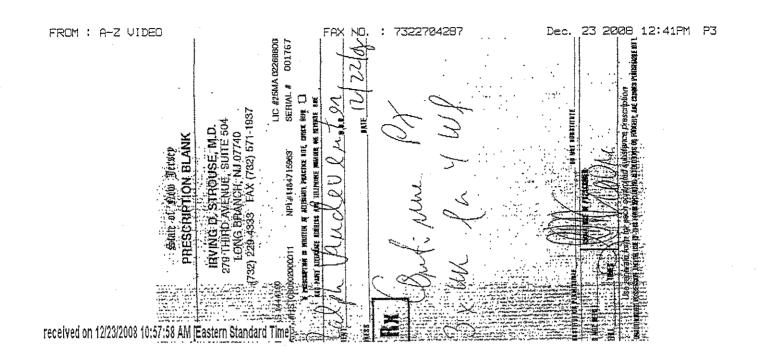
EXCUSE SLIP

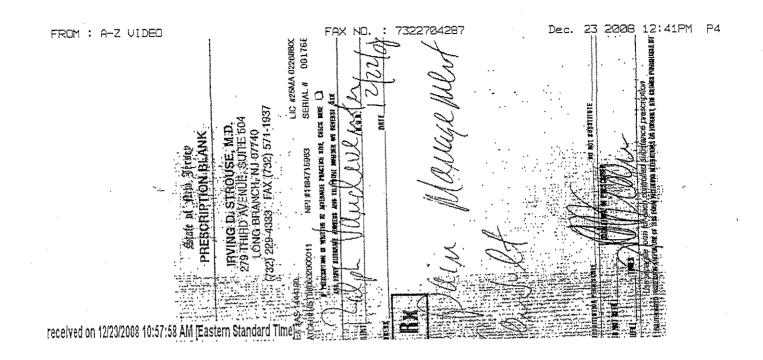
IRVING D. STROUSE, M.D., P.A.

Diplomate American Board of Orthopedic Surgery 279 Third Avenue, Suite 504 Long-Branch, New Jersey 07740

To Wi	oen lt.	May Consern: LACH PANDEVENTE Is under my care.
He/S	he:	
1.3%	其	Was seen in my office teday for a necessary appointment.
		Please excuse for being tardy to: school work
	DIA	GNOSIS (FOR ALL MARKED SELECTIONS BELOW);
	<u>,</u>	
		Please excuse for being absent from school / work onto
	· 🗆	Is released to return to school on
		/s refersed to return to work on
,		Full Duty Light Duty
,		is / is not able to participate in the physical education program at school.
	_	is not able to participate in
	. — —	Surgery is scheduled for and patient may return to school / work afterw
		Type of surgery to be performed:
	 1	RESTRICTIONS: NO WORK HOW 7 MONTH.
	()	(ore).
		follow up vivet on 1/20/09
; .	· 	
		OTHER:

Potherose; Print, Pa.







15 Tech Valley Drive Suite 3, Second Floor East Greenbush, NY 12061

December 9, 2008

Ralph Van Deventer Jr.

Case #: 74518 WWID#: 10900

Dear Raiph Van Deventer Jr.:

Johnson & Johnson has contracted with the Reed Group to review and monitor requests for Short Term Disability (STD) benefits.

Your request for STD benefits was received on 9/9/2008 for your absence beginning 9/8/2008. Based on your diagnosis and medical information submitted by your Health Care Provider, your STD benefits have been approved and extended through 12/28/2008. Reed Group will continue to review your claim on an ongoing basis to determine the potential for an earlier release to return to work, with or without temporary restrictions. Therefore, if is determined by Reed Group that you can return to work, in any capacity, prior to the last authorized date of our disability as indicated in this letter, you are expected to comply in order to continue receiving STD benefits. In the event that you and your health care provider determine that you can return to work prior to 12/29/2008, please contact us immediately to facilitate your return to work.

It is important to note that should you require an extension or will not return to work on or before the authorization end date, it is your responsibility to ensure that you and/or your health care provider submits additional objective medical documentation to Reed Group five (5) days prior to the last authorized date for review to extend STD benefits. Examples of this objective medical documentation

- Physician office/progress notes
- Diagnostic test results (X-rays, MRI, etc.)
- Laboratory results
- Physical Therapy notes
- Medical clearance from disability

Per the Company policy, if an employee does not return to work within three (3) business days of the end of the approved time off, the Company may determine that the employee has voluntarily resigned and consider the employee's employment to be terminated.

Please call 866-829-8861 if you have any questions or concerns.

Thank you,

Cristina Teta Reed Group

Confidential

11/25/2008 09:40

7325711937

STROUSE/LOPANO

PAGE 01



IRVING D. STROUSE, M.D., P.A.

279 Third Avenue, Suite 504 Long Branch, NJ 07740 Telephone: (732) 229-4333 Fax: (732) 571-1937

4695 Route 9 Nor Howell, NJ 0773 Telephone: (732) 370-480 Fax: (732) 370-126

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Please advise us of any difficulti-s-inreceiving this transmission by cuilling the numbers listed above.

Name (MRISTINIA / Tha
Name (RRISTINIA / Z.fa
Company
518 - 880 - 6410
FROM:
Name
DateTime
TRANSMISSION
This cover letter plus pages attached.
INFO
Kringh
Vandeverter
- Mindelplan Cerc
DEDLY DECITIONS (IDCENTS

received on 11/26/2008 9:38:32 AM [Eastern Standard Time]

10033 — 6Hedioxi Arte Press 9 1-800-328-2170

11/26/2008 09:40

7325711937

STROUSE/LOPANO

PAGE 02

RALPH VANDEVENTER



11-24-08

HISTORY: Patie it did have an MRI performed of his lumbar spine, which I reviewed. There is transitional type vertebra. There is disc bulge at L4-L5 and L3-4 with superimposed disc remiation along the right neural foramina at L4-L5. There was diffuse degenerative change. Neurologic exam remains unchanged. He is still significantly tender over the Achilles.

PLAN: For now, we will continue his physical therapy and keep him out of work.

RETURN: 4 weaks

IDS:pb

FAX NO.: 7322704287

Nov. 25 2008 04:10PM P1

To: Christina Teta

11/25/08

Fax: 518-880-6610

of pages: 3

From: Ralph Van Deventer

re: Case # 74518

Dear Christina,

I am forwarding to you a copy of an Excuse Slip and Script for more Physical Therapy from my Orthopedic Surgeon Dr. Strouse. I had an office risit yesterlay with him and he stated that after this round of P.T. if there is no improvement, he would recommend a pain management treatment so I can return to work. So far he wants me to remain out of work will 12/29/08 while I participate in the P.T. program. I do have another appointment with him on 12/22/08. If you need any additional information, please call me. Please inform my Employer of this recent development and I will instruct my surgeon's office to fax any chart informat to you. Thanks for all your help.

Ragh Van Deventa

FAX NO. : 7322704287

Nov. 25 2008 04:10PM P2

EXCUSE SLIP

IRVING D. STROUSE, M.D., P.A.

Diplomate American Soard of Orthopedic Surgery 279 Third Avenue, Suite 504 Long Branch, New Jersey 07740

• •	(732) 229-4333
	Date: 11-24-08
Tó Whom I	it May Concern: Laph Van deventer is under my care.
He / She:	is differ thy care.
W M	Was prior to any office to do its
7	Was seen in my office today for a necessary appointment.
L	Please excuse for being tardy to: school work
יום.	AGNOSIS (FOR AIL MARKED SELECTIONS BELOW):
<u>n.</u>	: Uchilles / Enosynovitis
	Tumbar Sprain 7-4, 75
	Please excuse for being absent from school / work onto
	is released to return to school on
П	is released to return to work on
	Full Duty Light Duty
	Is / is not able to participate in the physical education program at school.
· L	
	is not able to participate in
	Surgery is scheduled for and patient may return to school / work afterweek
	Type of surgery to be performed:
K	RESTRICTIONS:
	OTHER:
· U	
	IRVING D. STROUSE, M.D., PA.

received on 11/25/2008 2:29:14 PM [Eastern Standard Time]

(SIGNATURE) (SIGNATURE)

Admin Rec. 00530

Case 3:10-cv-06344-PGS-DEA Document 14-15 Filed 05/13/11 Page 50 of 55 PageID: 974

(| BACK | NECK | HIP | KNEE | ANKLE | FOOT | ELBOW | WRIST | HAND | RES

received on 11/25/2008 2:29:14 PM [Eastern Standard Time]



15 Tech Valley Drive Suite 3, Second Floor East Greenbush, NY 12061

December 2, 2008

Ralph R. Van Deventer Jr.

Case #: 74518 WWID#: 10900

Dear Ralph Van Deventer:

This letter is to inform you that as of 11/30/2008, you will have exhausted the 12 weeks of Family Medical Leave (FMLA) entitled to you under the Family and Medical Leave Act (FMLA). Therefore, Reed Group will close your FMLA case effective 11/30/2008.

Please call 866-829-8861 if you have other questions or concerns.

If you had previously been approved for short-term disability (STD) benefits for this absence and you still have remaining approved STD days available, your eligibility for this benefit will remain in effect.

It is important to note that should you require an extension or will not return to work on or before the STD authorization end date, it is your responsibility to ensure that you and/or your health care provider submits additional objective medical documentation to Reed Group five (5) days prior to the last authorized date for review to extend STD benefits. Examples of this objective medical documentation are:

- Physician office/progress notes
- Diagnostic test results (X-rays, MRI, etc.)
- Laboratory results
- Physical Therapy notes
- Medical clearance from disability

Per the Company policy, if an employee does not return to work within three (3) business days of the end of the approved time off, the Company may determine that the employee has voluntarily resigned and consider the employee's employment to be terminated.

If you have any questions about your employment status or benefits, please contact your employer.

Sincerely,

Reed Group

cc: J&J Supervisor



15 Tech Valley Drive Suite 3, Second Floor East Greenbush, NY 12061

November 19, 2008

Ralph R. Van Deventer Jr.



Case #: 74518 WWID#: 10900

Dear Ralph Van Deventer Jr.:

Johnson & Johnson has contracted with the Reed Group to review and monitor requests for Short Term Disability (STD) benefits.

Your request for STD benefits was received on 9/9/2008 for your absence beginning 9/8/2008. Based on your diagnosis and medical information submitted by your Health Care Provider, your STD benefits have been approved and extended through 11/30/2008. Reed Group will continue to review your claim on an ongoing basis to determine the potential for an earlier release to return to work, with or without temporary restrictions. Therefore, if is determined by Reed Group that you can return to work, in any capacity, prior to the last authorized date of your disability as indicated in this letter, you are expected to comply in order to continue receiving STD benefits. In the event that you and your health care provider determine that you can return to work prior to 12/01/2008, please contact us immediately to facilitate your return to work.

If you had previously been approved under the Family and Medical Leave Act (FMLA) and/or State Family Medical Leave (SFML) for this disability and you still have enough remaining days available, your FMLA and/or SFML approval will be extended. If you have exhausted your FMLA and/or SFML days, you will receive notification in a separate letter.

It is important to note that should you require an extension or will not return to work on or before the authorization end date, it is your responsibility to ensure that you and/or your health care provider submits additional objective medical documentation to Reed Group five (5) days prior to the last authorized date for review to extend STD benefits. Examples of this objective medical documentation are:

- Physician office/progress notes
- Diagnostic test results (X-rays, MRI, etc.)
- Laboratory results
- Physical Therapy notes
- Medical clearance from disability

Per the Company policy, if an employee does not return to work within three (3) business days of the end of the approved time off, the Company may determine that the employee has voluntarily resigned and consider the employee's employment to be terminated.

Please call 866-829-8861 if you have any questions or concerns.

Thank you,

Cristina Teta Reed Group

Case 3:10-cv-06344-PGS-DEA Document 14-15 Filed 05/13/11 Page 54 of 55 PageID: 978

FROM : A-Z VIDEO

FAX NO.: 7322704287

Nov. 18 2008 12:35PM P1

To. Christing Teta

Fax: 518-880-6610

of pases - 3

From: Ralph Van Devanter

re: Case # 74518

Dear Christina,

Please find a copy of my recent MRI report
for my back problems. Thought you would like a
Copy for your file.

Stracely, Raph Un Derna

FAX NO. : 7322704287

Nov. 18 2008 12:36PM P2

Advanced Medical Imaging

of Toms River

1430 Hooper Ave Toms River, NJ 08753 (732) 349-2867

IRVING STROUSE M.D. 279 3rd Ave Ste 504 Long Branch, NJ 07740

Patient Name: RALPH VANDEVENTER

November 13, 2008 11:37:00 Exam Completed:

Dictated by: MARY ANN PETERSON M.D. Approved Date:

November 13, 2008 11:49:39

MRN- 237273

Dictated Date: Print Date/Time: November 13, 2008 11:44:15

E#: E-00456807

November 18, 2008 08:34:29

Exam(s):

LUMBAR SP 8CH 1.5 MRI

HISTORY:

CHRONIC BACK PAIN

PRIOR EXAM: NONE

TECHNIQUE: Sagittal FSE, T1 FLAIR; axial FSE from L3 through S1 with additional slices through the disc spaces from T11 through L3.

FINDINGS:

The conus is intrinsically normal and located at the L1 level. No cord compression is

seen.

T11-12 - L2-3: There is no disc bulge or hemiation. There is mlld facet degenerative changes without central canal, lateral recess or neural foraminal stenosis.

L3-4: There is disc desiccation and degenerative changes of the apposing endplates. There is a slight disc bulge. There is facet degenerative changes. There is no central canal, lateral recess or neural foraminal stenosis.

-1.4-5: There is disc desiccation. There is a disc bulge more prominent posterolaterally in the inferiorneural foramen with a superimposed disc herniation in the far right lateral neural foramen. There is facet degenerative changes. There is mild lateral recess and neural foraminal encreachment. There is mild central canal stenosis.

L5-S1: There is sacralization of L5 with a disc remnant at this level. There is no disc bulge or herniation. No central canal, lateral recess or neural foraminal stenosis is seen.

IMPRESSION: TRANSITIONAL TYPE VERTEBRAL BODY REFERRED TO AS L5 FOR THIS REPORT. DISC BULGE L4-5 AND L3-4 WITH A SUPERIMPOSED DISC HERNIATION IN THE RIGHT NEURAL FORAMEN AT L4-5. DIFFUSE FACET DEGENERATIVE CHANGES.

THANK YOU FOR THE COURTESY OF THIS REFERRAL